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**MARTIN & FERRARO, LLP
1925 Century Park East, 17th Floor
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MAR 16 2005

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FACSIMILE TRANSMITTAL

TO:

**Name: Mail Stop AMENDMENT
Art Unit 3732/Examiner M. Priddy**

Firm: U.S. Patent & Trademark Office

Fax No.: 703-872-9306

**Subject: U.S. Patent Application No. 09/970,294
Gary K. Michelson, M.D.
Filed: October 2, 2001
SCREWS OF CORTICAL BONE AND METHOD OF
MANUFACTURE THEREOF
Attorney Docket No. 101.0070-02000
Customer No. 22882
Confirmation No.: 2538**

FROM:

Name: Amedeo F. Ferraro

Phone No.: 310-286-9800

No. of Pages (including this): 20

Date: March 16, 2005

Confirmation Copy to Follow: NO

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate; \$450.00 total amount to cover the two-month extension fee is to be charged to Deposit Account No. 50-1066) and Amendment are being facsimile transmitted to the U.S. Patent and Trademark Office on March 16, 2005.



Sandra L. Blackmon

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FORM PTO-1083

Attorney Docket No.: 101.0070-02000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gary K. Michelson, M.D.

Serial No: 09/970,294

Filed: October 2, 2001

For: SCREWS OF CORTICAL BONE AND
METHOD OF MANUFACTURE THEREOF

Confirmation No.: 2538

Art Unit: 3732

Examiner: M. Priddy

Mail Stop AMENDMENT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a reply to the Office Action of October 22, 2004 in the above-identified application.

 No additional fee is required. Applicant hereby requests a two-month extension of time to respond to the above office action.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA ¹	LGSN \$ ENTITY FEE	ADD'L FEE DUE
TOTAL CLAIMS FEE	108	-	109	**	LG=\$50 SM=\$25	\$ 0
INDEPENDENT CLAIMS FEE	6	-	6	**	LG=\$200 SM=\$100	\$200
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					LARGE ENTITY FEE = \$360 SMALL ENTITY FEE = \$180	\$ 0
					TOTAL	\$ 0

- If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

- The total amount of \$450.00 to cover the two-month extension of time fee is to be charged to Deposit Account No. 50-1066.
- The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1066. A copy of this sheet is enclosed.
- Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims
- Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,
 MARTIN & FERRARO, LLP

By: 
 Amedeo F. Ferraro
 Registration No. 37,129

Date: March 16, 2005

1557 Lake O'Pines Street, NE
 Hartville, Ohio 44632
 Telephone: 330-877-0700
 Facsimile: 330-877-2030

Transmittal of Amendment.DOC

FORM PTO-1083

Attorney Docket No.: 101.0070-02000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gary K. Michelson, M.D.

Serial No: 09/970,294

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Art Unit 3732

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	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA ^a	LG/SM \$ ENTITY FEE	ADD'L FEE DUE
TOTAL CLAIMS FEE	109	-	108	~	LG=\$50 SM=\$25	\$50
INDEPENDENT CLAIMS FEE	6	-	6	~	LG=\$200 SM=\$100	\$200
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS					LARGE ENTITY FEE = \$380 SMALL ENTITY FEE = \$180	\$0
					TOTAL	\$0

- ^a If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

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Respectfully submitted,
 MARTIN & FERRARO, LLP

By: 
 Arnedeo F. Ferraro
 Registration No. 37,129

Date: March 16, 2005

1557 Lake O'Pines Street, NE
 Hartville, Ohio 44632
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From: MARTIN&FERRAROLLP

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T-092 P.004/020 F-353

MAR 16 2005

PATENT
Attorney Docket No. 101.0070-02000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Confirmation No.: 2538
Gary K. Michelson)
Serial No.: 09/970,294) Group Art Unit: 3732
Filed: October 2, 2001) Examiner: M. Priddy
For: SCREWS OF CORTICAL BONE AND)
METHOD OF MANUFACTURE)
THEREOF)

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT

In reply to the Office Action dated October 22, 2004, the period for reply having been extended for two (2) months by a request for extension and fee payment filed concurrently herewith, please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 15 of this paper.